

**FILED**  
UNITED STATES DISTRICT COURT  
ALBUQUERQUE, NEW MEXICO

IN THE UNITED STATES DISTRICT COURT

**AUG 09 2016**

FOR THE DISTRICT OF NEW MEXICO

**MATTHEW J. DYKMAN**  
CLERK

UNITED STATES OF AMERICA,

Plaintiff,

vs.

**WALDO NAHLE,**  
**ABEL PEREA, and**  
**RICHARD LUCERO,**

Defendants.

CRIMINAL NO. 16-3304MV

Count 1: 18 U.S.C. §§ 922(g)(1) and  
924(a)(2): Felon in Possession of a Firearm  
and Ammunition;

Counts 2 and 5: 21 U.S.C. § 846: Conspiracy;

Counts 3 and 4: 21 U.S.C. §§ 841(a)(1) and  
(b)(1)(C): Distribution of a Mixture and  
Substance Containing Methamphetamine; 18  
U.S.C. § 2: Aiding and Abetting;

Count 6: 21 U.S.C. §§ 841(a)(1) and  
(b)(1)(B): Distribution of 50 Grams and More  
of a Mixture and Substance Containing  
Methamphetamine; 18 U.S.C. § 2: Aiding and  
Abetting;

Count 7: 21 U.S.C. §§ 841(a)(1) and  
(b)(1)(C): Distribution of a Mixture and  
Substance Containing Methamphetamine.

INDICTMENT

The Grand Jury charges:

Count 1

On or about July 13, 2016, in Bernalillo County, in the District of New Mexico, the  
defendant, **WALDO NAHLE**, having been convicted of the following felony crimes punishable  
by imprisonment for a term exceeding one year:

- (1) armed robbery with deadly weapon,
- (2) battery upon peace officer,
- (3) felon in possession, and

(4) shooting from motor vehicle,

knowingly possessed, in and affecting commerce, a firearm and ammunition:

(1) Ruger, model P95, 9mm caliber pistol, serial number 317-71909, and

(2) eight (8) 9mm cartridges.

In violation of 18 U.S.C. §§ 922(g)(1) and 924(a)(2).

Count 2

Beginning on a date unknown, but not later than on or about July 13, 2016, and continuing through on or about July 19, 2016, in Bernalillo County, in the District of New Mexico, the defendants, **WALDO NAHLE**, **ABEL PEREA**, and **RICHARD LUCERO**, unlawfully, knowingly, and intentionally combined, conspired, confederated, agreed, and acted interdependently with each other and with other persons whose names are known and unknown to the Grand Jury to commit an offense defined in 21 U.S.C. §§ 841(a)(1) and (b)(1)(C), specifically, to distribute a mixture and substance containing a detectable amount of methamphetamine.

In violation of 21 U.S.C. § 846.

Count 3

On or about July 13, 2016, in Bernalillo County, in the District of New Mexico, the defendants, **WALDO NAHLE**, **ABEL PEREA**, and **RICHARD LUCERO**, unlawfully, knowingly, and intentionally distributed a controlled substance, a mixture and substance containing a detectable amount of methamphetamine.

In violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(C), and 18 U.S.C. § 2.

Count 4

On or about July 19, 2016, in Bernalillo County, in the District of New Mexico, the defendants, **WALDO NAHLE**, **ABEL PEREA**, and **RICHARD LUCERO**, unlawfully, knowingly, and intentionally distributed a controlled substance, a mixture and substance containing a detectable amount of methamphetamine.

In violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(C), and 18 U.S.C. § 2.

Count 5

Beginning on a date unknown, but not later than on or about July 26, 2016, and continuing through on or about August 9, 2016, in Bernalillo County, in the District of New Mexico, the defendants, **WALDO NAHLE** and **ABEL PEREA**, unlawfully, knowingly, and intentionally combined, conspired, confederated, agreed, and acted interdependently with each other and with other persons whose names are known and unknown to the Grand Jury to commit an offense defined in 21 U.S.C. §§ 841(a)(1) and (b)(1)(B), specifically, to distribute 50 grams and more of a mixture and substance containing a detectable amount of methamphetamine.

In violation of 21 U.S.C. § 846.

Count 6

On or about July 26, 2016, in Bernalillo County, in the District of New Mexico, the defendants, **WALDO NAHLE** and **ABEL PEREA**, unlawfully, knowingly, and intentionally distributed a controlled substance, 50 grams and more of a mixture and substance containing a detectable amount of methamphetamine.

In violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(B), and 18 U.S.C. § 2.

Count 7

On or about July 27, 2016, in Bernalillo County, in the District of New Mexico, the defendant, **ABEL PEREA**, unlawfully, knowingly and intentionally distributed a controlled substance, a mixture and substance containing a detectable amount of methamphetamine.

In violation of 21 U.S.C. §§ 841(a)(1) and (b)(1)(C).

FORFEITURE ALLEGATION

The charges in this indictment are re-alleged and incorporated by reference for the purpose of alleging forfeiture to the United States pursuant to 21 U.S.C. § 853.

Upon conviction of any offense in violation of 21 U.S.C. §§ 841 or 846, the defendants, **WALDO NAHLE**, **ABEL PEREA**, and **RICHARD LUCERO**, shall forfeit to the United States pursuant to 21 U.S.C. § 853 any property constituting, or derived from, proceeds obtained, directly or indirectly, as a result of each offense for which the defendants are convicted, and any property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of the offense of conviction.

The property to be forfeited to the United States includes, but is not limited to, the following:

MONEY JUDGMENT

A sum of money of approximately \$2,920.00 in U.S. currency.

SUBSTITUTE ASSETS

If any of the above-described forfeitable property, as a result of any act or omission of the defendants:


- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;

- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States, pursuant to 21 U.S.C. § 853(p), 18 U.S.C. § 982(b), and 28 U.S.C. § 2461(c), to seek forfeiture of any other property of the defendants up to the value of the forfeitable property described above.

A TRUE BILL:

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FOREPERSON OF THE GRAND JURY

  
Assistant United States Attorney  
KAB 08/09/16 10:12AM